

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	EB Docket No. 03-152
)	
WILLIAM L. ZAWILA)	Facility ID No. 72672
)	
Permittee of FM Station KNKS,)	
Coalinga, California)	
)	
AVENAL EDUCATIONAL SERVICES,)	Facility ID No. 3365
INC.)	
)	
Permittee of FM Station KAAX,)	
Avenal, California)	
)	
CENTRAL VALLEY EDUCATIONAL)	Facility ID No. 9993
SERVICES, INC.)	
)	
Permittee of FM Station KYAF,)	
Firebaugh, California)	
)	
H. L. CHARLES D/B/A FORD CITY)	Facility ID No. 22030
BROADCASTING)	
)	
Permittee of FM Station KZPE,)	
Ford City, California)	
)	
LINDA WARE D/B/A LINDSAY)	Facility ID No. 37725
BROADCASTING)	
)	
Licensee of FM Station KZPO,)	
Lindsay, California)	

To: Marlene H. Dortch, Secretary
Attn: Chief Administrative Law Judge Richard L. Sippel

ENFORCEMENT BUREAU'S MOTION TO COMPEL AVENAL EDUCATIONAL SERVICES, INC. AND CENTRAL VALLEY EDUCATIONAL SERVICES, INC. TO PROVIDE COMPLETE RESPONSES TO OUTSTANDING DISCOVERY REQUESTS

1. In *Memorandum Opinion and Order*, FCC 16M-01, the Presiding Judge instructed the parties to file motions to compel to “resolve any unresolved discovery issues” on February 17, 2016.¹ Pursuant to this *Order*, the Enforcement Bureau (Bureau) respectfully submits a motion to compel Avenal Educational Services, Inc. (Avenal) and Central Valley Educational Services, Inc. (Central Valley) – as represented by Mr. Zawila – to provide complete responses to the Bureau’s second set of interrogatories.²

2. On January 12, 2016, the Presiding Judge granted the Bureau’s motion to add issues to the above-captioned matter and ordered that, beginning January 19, 2016, the Bureau was authorized to serve additional discovery requests, including requests for admission, requests for documents, and interrogatories.³ In compliance with that *Order*, on January 21, 2016, the Bureau served a set of interrogatories (Second Interrogatories) on Avenal and Central Valley

¹ See *Memorandum Opinion and Order*, FCC 16M-01 (ALJ, rel. Jan. 12, 2016), at 5 (*Order*). The Bureau understood this to mean “any unresolved discovery issues” that had not already been addressed in a motion to compel. As such, the Bureau does not in the instant Motion address the interrogatories and document requests that are the subject of its pending motions to compel. See Enforcement Bureau’s Motion to Compel The Estate Of H.L. Charles d/b/a Ford City Broadcasting to Provide Complete Responses to Outstanding Discovery Requests, filed Aug. 21, 2015; Enforcement Bureau’s Motion to Compel The Estate Of Linda Ware d/b/a Lindsay Broadcasting to Provide Complete Responses to Outstanding Discovery Requests, filed Aug. 21, 2015; Enforcement Bureau’s Motion to Compel Avenal Educational Services, Inc. and Central Valley Educational Services, Inc. to Provide Complete Responses to Outstanding Discovery Requests, filed Aug. 21, 2015. Rather, the Bureau only moves now to compel complete responses to discovery requests served since the issuance of *Order*, FCC 16M-01, adding issues to the case.

² On February 2, 2016, the Bureau served a set of requests for admissions on Avenal, Central Valley, LB, FCB, and Mr. Zawila, and on February 4, 2016, the Bureau served a set of document requests on Avenal, Central Valley, and Mr. Zawila. Pursuant to the Commission’s rules, the parties are not obligated to provide their answers to these discovery requests until tomorrow, February 18, 2016. If the parties fail to provide substantive responses to these requests by tomorrow’s deadline, there will be additional “unresolved discovery issues” which the Bureau will be prepared to address at the February 24, 2016 status conference.

³ See *Order*, FCC 16M-01, at 5.

directed to the newly-added issues.⁴ Pursuant to the Commission's rules, Avenal and Central Valley were obligated to provide their answers and/or objections to these interrogatories by February 4, 2016.⁵

3. Avenal and Central Valley (as represented by Mr. Zawila) did not provide any objections or responses to the Bureau's Second Interrogatories by the February 4, 2016 deadline. To date, Avenal and Central Valley (as represented by Mr. Zawila) have still not provided any objections or responses to the Bureau's Second Interrogatories. On this basis alone, the Bureau's motion should be granted.⁶

4. Moreover, it is well-settled in federal discovery practice that failure to provide timely objections constitutes a waiver of those objections.⁷ Since Avenal and Central Valley (as represented by Mr. Zawila) failed to make any objections by the February 4, 2016 deadline, they have waived any objections they may have had to the Bureau's Second Interrogatories.

⁴ See Enforcement Bureau's Second Set of Interrogatories to Avenal Educational Services, Inc., served Jan. 21, 2016, attached hereto as Exhibit A; Enforcement Bureau's First Set of Interrogatories to Central Valley Educational Services, Inc., served Jan. 21, 2016, attached hereto as Exhibit B.

⁵ See 47 C.F.R. § 1.323(b).

⁶ As noted in the Bureau's Interim Status Report, Avenal and Central Valley (as represented by Mr. Couzens) requested an extension to provide complete responses to the Bureau's Second Interrogatories, but then filed a motion for protection from answering any of the Bureau's discovery requests including the Bureau's Second Interrogatories. See Enforcement Bureau's Interim Status Report, filed Feb. 12, 2016, at 4-5. Thus, Avenal and Central Valley (as represented by Mr. Couzens) are not subject to the instant Motion. However, the Bureau opposed Avenal and Central Valley's motion for protection as baseless. See Enforcement Bureau's Opposition to Motion for Protective Order, filed Feb. 11, 2016. Should the Presiding Judge deny Avenal and Central Valley's motion, the Bureau would expect comprehensive responses to the Bureau's Second Interrogatories, as well as its February 2, 2016 requests for admissions and February 4, 2016 document requests from Avenal and Central Valley (as represented by Mr. Couzens).

⁷ See, e.g., Fed. R. Civ. P. 33(b)(4) ("The grounds for objecting to an interrogatory must be stated with specificity. Any ground not stated in a timely objection is waived unless the court, for good cause, excuses the failure."); see also *Ayers v. Continental Casualty Co.*, 240 F.R.D. 216, 222 (N.D. W. Va. 2007) (concluding that plaintiffs waived any right to object to defendant's interrogatories by failing to assert timely objections); *Essex Ins. Co. v. Neely*, 236 F.R.D. 287, 291 (N.D. W. Va. 2006) (same).

Conclusion

5. For the reasons stated above, the Bureau respectfully requests that the Presiding Judge issue an order compelling Avenal and Central Valley (as represented by Mr. Zawila) to serve comprehensive responses to the Bureau's Second Interrogatories within 14 days of any order granting the Bureau's motion.

Respectfully submitted,

Travis LeBlanc
Chief, Enforcement Bureau



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February 17, 2016

EXHIBIT A

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	EB Docket No. 03-152
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WILLIAM L. ZAWILA)	Facility ID No. 72672
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Licensee of FM Station KZPO,)	
Lindsay, California)	

To: Avenal Educational Services, Inc.

**ENFORCEMENT BUREAU'S SECOND SET OF INTERROGATORIES
TO AVENAL EDUCATIONAL SERVICES, INC.**

1. Pursuant to Section 1.323 of the Commission's rules, 47 C.F.R. § 1.323, the Enforcement Bureau (Bureau) hereby submits the following Interrogatories (referred to herein as the "Second Set" Interrogatories) to Avenal Educational Services, Inc. (Avenal).

2. Avenal shall deliver its responses to the offices of the Investigations and Hearings Division, Enforcement Bureau, Suite 4-C330, 445 12th Street, S.W., Washington, D.C. 20554 (or at some other location that is mutually acceptable to the Bureau and Avenal) within 14 days of the date of these interrogatories.

3. The obligation of Avenal to answer these interrogatories is continuing in nature. Avenal has an obligation to provide in the future any and all additional responsive information that may come to its attention subsequent to its answering these interrogatories but not initially disclosed at the time, date and place set forth herein or in any supplemental answers that it submits. In this regard, Avenal must supplement its initial and supplemental responses if it learns that, in some material respect, the responses initially provided, or as supplemented, were incomplete or incorrect or if additional responsive information is acquired by or has become known after its initial or supplemental responses.

DEFINITIONS

For the purposes of this document, the following definition shall apply:

a. "Avenal" "you" and "your" shall mean Avenal Educational Services, Inc., any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and

successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

b. "William L. Zawila" and "Mr. Zawila" shall mean William L. Zawila.

c. "Central Valley" shall mean Central Valley Educational Services, Inc., any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

d. "FCB" shall refer to The Estate of H.L. Charles d/b/a Ford City Broadcasting, H.L. Charles d/b/a Ford City Broadcasting, any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

e. "Lindsay Broadcasting" shall refer to The Estate of Linda Ware d/b/a Lindsay Broadcasting, Linda Ware d/b/a Lindsay Broadcasting, any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

- f. "EAS" shall mean Emergency Alert System.
- g. "KNGS" means radio broadcast station KNGS (FM), Coalinga, California.
- h. "KAAX" and "Station KAAX" means radio broadcast station KAAX (FM), Avenal, California.
- i. "KYAF" means radio broadcast station formerly known under call sign KAJF (FM), Firebaugh, California.
- j. "KZPE" means radio broadcast station LZPE (FM), Ford City, California.
- k. "KZPO" means radio broadcast station KZPO (FM), Lindsay, California.
- l. "Act" shall mean the Communications Act of 1934, as amended.
- m. "Commission" or "FCC" shall mean the Federal Communications Commission.
- n. "WTB" shall mean the Wireless Telecommunications Bureau of the Commission.
- o. "Audio Division" shall mean the Audio Division of the Commission's Media Bureau.
- p. "HDO" shall refer to the Order to Show Cause, Notice of Opportunity for Hearing, and Hearing Designation Order, released by the Commission on July 16, 2003 in EB Docket No. 03-152.
- q. "FCC Form 854" shall mean the FCC Form 854 used to register structures used for wire or radio communication service in any area where radio services are regulated by the Commission; to make changes to existing registered structures or pending applications; or to notify the Commission of the completion of construction or dismantlement of structures, as required by Title 47 of the Code of Federal Regulations, Chapter 1, Part 17 (FCC Rules Part 17) which can be located at <https://transition.fcc.gov/Forms/Form854/854.pdf>.
- r. "Public Inspection Files" shall mean those files identified in Section 73.3526 of the Commission's Rules.

s. "Rules" means the Commission's regulations found in Title 47 of the Code of Federal Regulations.

t. The terms/phrases "referring to," "relating to" and/or "concerning," as used herein, shall be interpreted broadly and shall include, but not be limited to, the following meanings: constituting, comprising, evidencing, reflecting, respecting, discussing, referring to, stating, describing, recording, noting, considering, embodying, evaluating, analyzing, mentioning, containing, concerning, regarding, indicating, pertaining to, showing, bearing upon, studying, memorializing, or commenting upon, or any other term synonymous with or similar to the foregoing.

u. "State" and "describe" mean to set forth a complete and detailed statement of all information, circumstances and facts that refer to, relate to, reflect, comprise or bear upon the matter concerning which information is requested.

v. The terms "identify" and "identification" when used in reference to an individual person mean to state his full name, last known residence and business telephone numbers, last known residence and business addresses, and his present or last known title, position and business affiliation.

w. The terms "identify" and "identification" when used in reference to a person other than a natural person mean to state the full and official name of the business entity, its principal place of business, and the main telephone number of such business entity.

x. The terms "identify" and "identification" when used in reference to a document mean to state its date, type (e.g., memo, telecopy, email), and its authors, addressees, title, if any, and, if no title, a brief description of the subject matter of the document and its present or last known

location and custodian. If any document once was, but is no longer, in your possession, custody, or control, state what disposition was made of it and the reason for such disposition.

y. The terms “identify” and “identification” when used in reference to any act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation, occasion, occurrence, meeting, representation, agreement or communication, mean to: (a) describe the nature and substance of the act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation, occasion, occurrence, meeting, representation, agreement or communication; (b) state the date when and place where it occurred; and (c) identify each person who was a participant therein.

z. The term “and” also means “or” and the term “or” also means “and.”

aa. The term “each” also means “every” and the term “every” also means “each.”

bb. The term “all” also means “any” and the term “any” also means “all.”

cc. The term “document” means the complete original (or in lieu thereof, exact copies of the original) and any non-identical copy (whether different from the original because of notations on the copy or otherwise), regardless of origin or location, of any taped, recorded, transcribed, written, typed, printed, filmed, videotaped, punched, computer-stored, or graphic matter of every type and description, however and by whomever prepared, produced, disseminated, or made, including but not limited to any book, pamphlet, periodical, contract, agreement, correspondence, letter, facsimile, e-mail, file, invoice, memorandum, note, telegram, report, record, handwritten note, working paper, routing slip, chart, graph, photograph, paper, index, map, tabulation, manual, guide, outline, script, abstract, history, calendar, diary, agenda, minutes, marketing plan, research paper, preliminary drafts, or versions of all of the above, and computer material (print-outs, cards, magnetic or electronic tapes, disks and such codes or instructions as

will transform such computer materials into easily understandable form) in the possession, custody, or control of Avenal.

dd. "Discussion" means any assembly, congregation, encounter, meeting or conversation between or among two or more individuals for any purpose, whether or not planned, arranged, or scheduled in advance. "Discussion" includes, without limitation, all oral communications, whether or not in person, by telephone (including voicemails and similar recordings), or otherwise, and electronic communications (including emails) between two or more individuals.

ee. "Communication" means any discussion or any written or electronic correspondence or recorded voice message of any kind.

ff. "Employee" means any director, trustee, officer, employee, partner, corporate parent, subsidiary, affiliate or servant of the designated entity, whether active or retired, full-time or part-time, current or former, and compensated or not.

gg. "Representative" means any consultant, expert, attorney, contractor or other individual or entity engaged by the designated entity to perform some task or assignment for the entity.

hh. "Entity" means any corporation, company, partnership, proprietorship, joint venture, or business, as well as any governmental unit.

ii. "Person" means any natural person or legal entity, including but not limited to any corporation, partnership, proprietorship, firm, trust, association, government entity, organization, or group of persons.

Instructions

a. The singular of a term includes the plural number and vice versa, any use of gender includes both genders, and a verb tense includes all other verb tenses where the clear meaning is not distorted by addition of another tense or tenses.

b. Unless otherwise specified, supply all annual data requested on a calendar-year basis; if any basis other than a calendar-year basis is used, such as to accommodate a fiscal-year basis, state as part of the response the nature and type of the basis so used.

c. In the event you are unable to respond to any Interrogatory, please explain why you are unable to respond.

d. Unless otherwise specified, supply all information requested for the period January 1, 1989 through the present.

INTERROGATORIES

1. Identify all owners, officers and directors of Avenal for each year from 1989 through the present, and for each and every person identified, state his or her full name; last known business and residence addresses; and last known business and residence telephone numbers.

2. For each owner identified in response to Second Set Interrogatory No. 1, identify the amount of shares, and type of shares, owned by each such owner for each year from 1989 through the present.

3. For each owner, officer, or director of Avenal identified in response to Second Set Interrogatory No. 1, identify any broadcast holdings other than Avenal in which they have held (or hold) an ownership interest or for which they have been (or are) an owner, officer, or director for each year from 1989 through the present.

4. To the extent Avenal has (had) a General Counsel, identify all persons who held this position for each year from 1989 through the present day, and for each such person identified, state his or her full name; last known business and residence addresses; and last known business and residence telephone numbers.

5. To the extent Avenal has (had) legal counsel, identify all persons who provided legal services to Avenal for each year from 1989 through the present day, and for each such person identified, state his or her full name; last known business and residence addresses; and last known business and residence telephone numbers.

6. Identify the corporate or business address for Avenal for each year from 1989 through the present.

7. Identify all California business entity numbers for Avenal for each year from 1989 through the present.

8. For each California business entity identified in Second Set Interrogatory No. 7, identify the date on which it was incorporated.

9. For each California business entity identified in Second Set Interrogatory No. 7, identify the entity address, the agent for service of process, and its status with the California Secretary of State.

10. For each California business entity identified in Second Set Interrogatory No. 7, describe all time periods after incorporation that the entity was not authorized to transact business in California and state the reason(s) why the entity was not authorized to transact business.

11. Explain the significance of the status "SOS/FTB Suspended" in connection with Avenal business entity C2156039 as identified in the California Secretary of State's database, including but not limited to when this status was applied to Avenal business entity C2156039.

12. Explain the significance of the status "SOS/FTB Suspended" in connection with Avenal business entity C2574975 as identified in the California Secretary of State's database, including but not limited to when this status was applied to Avenal business entity C2574975.

13. Describe the duties and responsibilities of Michael T. McKenna as they pertain to Station KAAX for each year from 1989 through the present.

14. Provide the last known business and residence addresses and last known business and residence telephone numbers for Michael T. McKenna.

15. Describe the duties and responsibilities of George Sullivan as they pertain to Avenal for each year from 1989 through the present.

16. Describe the duties and responsibilities of George Sullivan as they pertain to Station KAAX for each year from 1989 through the present.

17. Provide the last known business and residence addresses and last known business and residence telephone numbers for George Sullivan.

18. Describe the duties and responsibilities of Steve Nelson as they pertain to Avenal for each year from 1989 through the present.

19. Describe the duties and responsibilities of Steve Nelson as they pertain to Station KAAX for each year from 1989 through the present.

20. Provide the last known business and residence addresses and last known business and residence telephone numbers for Steve Nelson.

21. Describe the duties and responsibilities of Stephen Newcomb as they pertain to Avenal for each year from 1989 through the present.

22. Describe the duties and responsibilities of Stephen Newcomb as they pertain to Station KAAX for each year from 1989 through the present.

23. Provide the last known business and residence addresses and last known business and residence telephone numbers for Stephen Newcomb.

24. Describe the duties and responsibilities of Maria Garcia as they pertain to Avenal

for each year from 1989 through the present.

25. Describe the duties and responsibilities of Maria Garcia as they pertain to Station KAAX for each year from 1989 through the present.

26. Provide the last known business and residence addresses and last known business and residence telephone numbers for Maria Garcia.

27. Describe the duties and responsibilities of William L. Zawila as they pertain to Avenal for each year from 1989 through the present.

28. Describe the duties and responsibilities of William L. Zawila as they pertain to Station KAAX for each year from 1989 through the present.

29. Describe the duties and responsibilities of Verne White as they pertain to Avenal for each year from 1989 through the present.

30. Describe the duties and responsibilities of Verne White as they pertain to Station KAAX for each year from 1989 through the present.

31. Identify all individuals with responsibilities for operations at Station KAAX, including compliance with Commission rules, and describe the role(s) each individual performed for each year from 1989 to the present.

32. Provide the last known business and residence addresses and last known business and residence telephone numbers for each individual identified in response to Second Set Interrogatory No. 31.

33. Explain whether the entity "Avenal Educational Services, Inc." with the California business entity number C2156039 is affiliated with Station KAAX, and if so, explain how the entity "Avenal Educational Services, Inc." with the California business entity number C2156039 is so affiliated.

34. If the entity "Avenal Educational Services, Inc." with the California business entity number C2156039 is not is affiliated with Station KAAX, explain why not.

35. Explain whether the entity "Avenal Educational Services, Inc." with the California business entity number C2574975 is affiliated with Station KAAX, and if so, explain how the entity "Avenal Educational Services, Inc." with the California business entity number C2574975 is so affiliated.

36. If the entity "Avenal Educational Services, Inc." with the California business entity number C2574975 is not is affiliated with Station KAAX, explain why not.

37. Explain whether the entity "Avenal Educational Services, Inc." with the California business entity number C3777274 is affiliated with Station KAAX, and if so, explain how the entity "Avenal Educational Services, Inc." with the California business entity number C3777274 is so affiliated.

38. If the entity "Avenal Educational Services, Inc." with the California business entity number C3777274 is not is affiliated with Station KAAX, explain why not.

39. Identify all individuals Avenal has considered to be its official representatives, including individuals with authority to represent Avenal before the Commission, since submitting application for the construction permit for Station KAAX and thereafter.

40. For each individual identified in response to Second Set Interrogatory No. 39, describe the time period that the individual was authorized to represent Avenal.

41. Identify all individuals Avenal has considered to be the official representatives of Station KAAX, including individuals with authority to represent Station KAAX before the Commission, since submitting the application for the construction permit for Station KAAX and thereafter.

42. For each individual identified in response to Interrogatory 41 above, describe the time period that the individual was authorized to represent Station KAAX.

Respectfully submitted,

Travis LeBlanc
Chief, Enforcement Bureau



Pamela S. Kane
Special Counsel
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January 21, 2016

CERTIFICATE OF SERVICE

Alicia McCannon, an Enforcement Analyst in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has on this 21st day of January, 2016, sent by first class United States mail copies of the foregoing "ENFORCEMENT BUREAU'S SECOND SET OF INTERROGATORIES TO AVENAL EDUCATIONAL SERVICES, INC" to:

The Honorable Richard L. Sippel
Chief Administrative Law Judge
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554 (by hand, courtesy copy)

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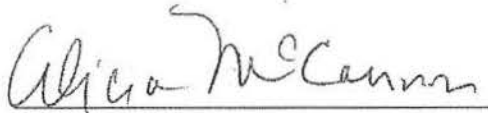

Alicia McCannon

EXHIBIT B

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Licensee of FM Station KZPO,)	
Lindsay, California)	

To: Central Valley Educational Services, Inc.

**ENFORCEMENT BUREAU'S SECOND SET OF INTERROGATORIES
TO CENTRAL VALLEY EDUCATIONAL SERVICES, INC.**

1. Pursuant to Section 1.323 of the Commission's rules, 47 C.F.R. § 1.323, the Enforcement Bureau (Bureau) hereby submits the following Interrogatories (referred to herein as the "Second Set" Interrogatories) to Central Valley Educational Services, Inc. (Central Valley).

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successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

b. "William L. Zawila" and "Mr. Zawila" shall mean William L. Zawila.

c. "Avenal" shall mean Avenal Educational Services, Inc., any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

d. "FCB" shall refer to The Estate of H.L. Charles d/b/a Ford City Broadcasting, H.L. Charles d/b/a/ Ford City Broadcasting, any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

e. "Lindsay Broadcasting" shall refer to The Estate of Linda Ware d/b/a Lindsay Broadcasting, Linda Ware d/b/a Lindsay Broadcasting, any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing.

- f. "EAS" shall mean Emergency Alert System.
- g. "KNGS" means radio broadcast station KNGS (FM), Coalinga, California.
- h. "KAAX" means radio broadcast station KAAX (FM), Avenal, California.
- i. "KYAF" and "Station KYAF" means radio broadcast station formerly known under call sign KAJF (FM), Firebaugh, California.
- j. "KZPE" means radio broadcast station LZPE (FM), Ford City, California.
- k. "KZPO" means radio broadcast station KZPO (FM), Lindsay, California.
- l. "Act" shall mean the Communications Act of 1934, as amended.
- m. "Commission" or "FCC" shall mean the Federal Communications Commission.
- n. "WTB" shall mean the Wireless Telecommunications Bureau of the Commission.
- o. "Audio Division" shall mean the Audio Division of the Commission's Media Bureau.
- p. "HDO" shall refer to the Order to Show Cause, Notice of Opportunity for Hearing, and Hearing Designation Order, released by the Commission on July 16, 2003.
- q. "FCC Form 854" shall mean the FCC Form 854 used to register structures used for wire or radio communication service in any area where radio services are regulated by the Commission; to make changes to existing registered structures or pending applications; or to notify the Commission of the completion of construction or dismantlement of structures, as required by Title 47 of the Code of Federal Regulations, Chapter 1, Part 17 (FCC Rules Part 17) which can be located at <https://transition.fcc.gov/Forms/Form854/854.pdf>.
- r. "Public Inspection Files" shall mean those files identified in Section 73.3526 of the Commission's Rules.
- s. "Rules" means the Commission's regulations found in Title 47 of the Code of Federal Regulations.

t. The terms/phrases “referring to,” “relating to” and/or “concerning,” as used herein, shall be interpreted broadly and shall include, but not be limited to, the following meanings: constituting, comprising, evidencing, reflecting, respecting, discussing, referring to, stating, describing, recording, noting, considering, embodying, evaluating, analyzing, mentioning, containing, concerning, regarding, indicating, pertaining to, showing, bearing upon, studying, memorializing, or commenting upon, or any other term synonymous with or similar to the foregoing.

u. “State” and “describe” mean to set forth a complete and detailed statement of all information, circumstances and facts that refer to, relate to, reflect, comprise or bear upon the matter concerning which information is requested.

v. The terms “identify” and “identification” when used in reference to an individual person mean to state his full name, residence and business telephone numbers, and present residence and business addresses if known, and his present or last known title, position and business affiliation.

w. The terms “identify” and “identification” when used in reference to a person other than a natural person mean to state the full and official name of the business entity, its principal place of business, and the main telephone number of such business entity.

x. The terms “identify” and “identification” when used in reference to a document mean to state its date, type (e.g., memo, telecopy, email), and its authors, addressees, title, if any, and, if no title, a brief description of the subject matter of the document and its present or last known location and custodian. If any document once was, but is no longer, in your possession, custody, or control, state what disposition was made of it and the reason for such disposition.

y. The terms “identify” and “identification” when used in reference to any act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation, occasion,

occurrence, meeting, representation, agreement or communication, mean to: (a) describe the nature and substance of the act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation, occasion, occurrence, meeting, representation, agreement or communication; (b) state the date when and place where it occurred; and (c) identify each person who was a participant therein.

z. The term “and” also means “or” and the term “or” also means “and.”

aa. The term “each” also means “every” and the term “every” also means “each.”

bb. The term “all” also means “any” and the term “any” also means “all.”

cc. The term “identify” when used with reference to a person or persons, means to state his or her full name; last known business and residence addresses; and last known business and residence telephone numbers.

dd. The term “document” means the complete original (or in lieu thereof, exact copies of the original) and any non-identical copy (whether different from the original because of notations on the copy or otherwise), regardless of origin or location, of any taped, recorded, transcribed, written, typed, printed, filmed, videotaped, punched, computer-stored, or graphic matter of every type and description, however and by whomever prepared, produced, disseminated, or made, including but not limited to any book, pamphlet, periodical, contract, agreement, correspondence, letter, facsimile, e-mail, file, invoice, memorandum, note, telegram, report, record, handwritten note, working paper, routing slip, chart, graph, photograph, paper, index, map, tabulation, manual, guide, outline, script, abstract, history, calendar, diary, agenda, minutes, marketing plan, research paper, preliminary drafts, or versions of all of the above, and computer material (print-outs, cards, magnetic or electronic tapes, disks and such codes or instructions as

will transform such computer materials into easily understandable form) in the possession, custody, or control of Central Valley.

ee. "Discussion" means any assembly, congregation, encounter, meeting or conversation between or among two or more individuals for any purpose, whether or not planned, arranged, or scheduled in advance. "Discussion" includes, without limitation, all oral communications, whether or not in person, by telephone (including voicemails and similar recordings), or otherwise, and electronic communications (including emails) between two or more individuals.

ff. "Communication" means any discussion or any written or electronic correspondence or recorded voice message of any kind.

gg. "Employee" means any director, trustee, officer, employee, partner, corporate parent, subsidiary, affiliate or servant of the designated entity, whether active or retired, full-time or part-time, current or former, and compensated or not.

hh. "Representative" means any consultant, expert, attorney, contractor or other individual or entity engaged by the designated entity to perform some task or assignment for the entity.

ii. "Entity" means any corporation, company, partnership, proprietorship, joint venture, or business, as well as any governmental unit.

jj. "Person" means any natural person or legal entity, including but not limited to any corporation, partnership, proprietorship, firm, trust, association, government entity, organization, or group of persons.

Instructions

a. The singular of a term includes the plural number and vice versa, any use of gender includes both genders, and a verb tense includes all other verb tenses where the clear meaning is not distorted by addition of another tense or tenses.

b. Unless otherwise specified, supply all annual data requested on a calendar-year basis; if any basis other than a calendar-year basis is used, such as to accommodate a fiscal-year basis, state as part of the response the nature and type of the basis so used.

c. In the event you are unable to respond to any Interrogatory, please explain why you are unable to respond.

d. Unless otherwise specified, supply all information requested for the period January 1, 1988 through the present.

INTERROGATORIES

1. Identify all individuals Central Valley has considered to be its official representatives, including individuals with authority to represent Central Valley before the Commission, since submitting the application for the construction permit for Station KYAF and thereafter.

2. For each individual identified in response to Second Set Interrogatory No. 1, describe the time period that each such individual was authorized to represent Central Valley.

3. Identify who Central Valley has considered to be the official representatives of Station KYAF, including individuals with authority to represent Station KYAF before the Commission, since submitting the application for the construction permit for Station KYAF and thereafter.

4. For each individual identified in response to Second Set Interrogatory No. 3, describe the time period that each such individual was authorized to represent Station KYAF.

5. Identify all owners, officers and directors of Central Valley for each year from 1988 through the present, and for each and every person identified, state his or her full name; last known business and residence addresses; and last known business and residence telephone

numbers.

6. For each owner identified in response to Second Set Interrogatory No. 5, identify the amount of shares, and type of shares, owned by each such owner for each year from 1988 through the present.

7. For each owner, officer, or director of Central Valley identified in response to Second Set Interrogatory No. 5, identify any broadcast holdings other than Central Valley in which they have held (or hold) an ownership interest or for which they have been (or are) an owner, officer, or director for each year from 1988 through the present.

8. To the extent Central Valley has (had) a General Counsel, identify all persons who held this position for each year from 1988 through the present day, and for each such person identified, state his or her full name; last known business and residence addresses; and last known business and residence telephone numbers.

9. To the extent Central Valley has (had) legal counsel, identify all persons who provided legal services to Central Valley for each year from 1988 through the present day, and for each such person identified, state his or her full name; last known business and residence addresses; and last known business and residence telephone numbers.

10. Describe the duties and responsibilities of Jesus Garcia as they pertain to Central Valley for each year from 1988 through the present.

11. Describe the duties and responsibilities of Jesus Garcia as they pertain to Station KYAF for each year from 1988 through the present.

12. Provide the last known business and residence addresses and last known business and residence telephone numbers for Jesus Garcia.

13. Describe the duties and responsibilities of Linda Ross as they pertain to Central

Valley for each year from 1988 through the present.

14. Describe the duties and responsibilities of Linda Ross as they pertain Station KYAF for each year from 1988 through the present.

15. Provide the last known business and residence addresses and last known business and residence telephone numbers for Linda Ross.

16. Describe the duties and responsibilities of Verne White as they pertain to Central Valley for each year from 1988 through the present.

17. Describe the duties and responsibilities of Verne White as they pertain to Station KYAF for each year from 1988 through the present.

18. Describe the duties and responsibilities of Michael T. McKenna as they pertain to Central Valley for each year from 1988 through the present.

19. Describe the duties and responsibilities of Michael T. McKenna as they pertain to Station KYAF for each year from 1988 through the present.

20. Provide the last known business and residence addresses and last known business and residence telephone numbers for Michael T. McKenna.

21. Describe the duties and responsibilities of William L. Zawila as they pertain to Central Valley for each year from 1988 through the present.

22. Describe the duties and responsibilities of William L. Zawila as they pertain to Station KYAF for each year from 1988 through the present.

23. Describe the duties and responsibilities of Dr. Sandra Woodruff as they pertain to Central Valley for each year from 1988 through the present.

24. Describe the duties and responsibilities of Dr. Sandra Woodruff as they pertain to Station KYAF for each year from 1988 through the present.

25. Provide the last known business and residence addresses and last known business and residence telephone numbers for Dr. Sandra Woodruff.

26. Describe the duties and responsibilities of Craig Knight as they pertain to Central Valley for each year from 1988 through the present.

27. Describe the duties and responsibilities of Craig Knight as they pertain to Station KYAF for each year from 1988 through the present.

28. Provide the last known business and residence addresses and last known business and residence telephone numbers for Craig Knight.

29. Describe the duties and responsibilities of Maria Garcia as they pertain to Central Valley for each year from 1988 through the present.

30. Describe the duties and responsibilities of Maria Garcia as they pertain to Station KYAF for each year from 1988 through the present.

31. Provide the last known business and residence addresses and last known business and residence telephone numbers for Maria Garcia.

32. Describe the duties and responsibilities of John Barboa as they pertain to Central Valley for each year from 1988 through the present.

33. Describe the duties and responsibilities of John Barboa as they pertain to Station KYAF for each year from 1988 through the present.

34. Provide the last known business and residence addresses and last known business and residence telephone numbers for John Barboa.

35. Describe the duties and responsibilities of Mike White as they pertain to Central Valley for each year from 1988 through the present.

36. Describe the duties and responsibilities of Mike White as they pertain to Station

KYAF for each year from 1988 through the present.

37. Provide the last known business and residence addresses and last known business and residence telephone numbers for Mike White.

38. Describe the duties and responsibilities of Edmer Archila as they pertain to Central Valley for each year from 1988 through the present.

39. Describe the duties and responsibilities of Edmer Archila as they pertain to Station KYAF for each year from 1988 through the present.

40. Provide the last known business and residence addresses and last known business and residence telephone numbers for Edmer Archila.

41. Describe all individuals with responsibilities for operations at Station KYAF, including compliance with Commission rules, and describe the role(s) each individual performed for each year from 1988 to the present.

42. Provide the last known business and residence addresses and last known business and residence telephone numbers for each individual identified in response to Second Set Interrogatory No. 41.

43. Identify the corporate or business address for Central Valley for each year from 1988 through the present.

44. Identify all California business entity numbers for Central Valley for each year from 1988 through the present.

45. For each California business entity identified in Second Set Interrogatory No. 44, identify the date on which it was incorporated.

46. For each California business entity identified in Second Set Interrogatory No. 44, identify the entity address, the agent for service of process, and its status with the California

Secretary of State.

47. For each California business entity identified in Second Set Interrogatory No. 44, describe all time periods after incorporation that the entity was not authorized to transact business in California and state the reason(s) why the entity was not authorized to transact business.

48. Explain the significance of the status "FTB Suspended" in connection with Central Valley business entity C2304241 as identified in the California Secretary of State's database, including but not limited to when this status was applied to Central Valley business entity C2304241 and why.

49. Explain whether the entity "Central Valley Educational Services, Inc.," with the California business entity number C3777275 is affiliated with Station KYAF, and if so, explain how the entity "Central Valley Educational Services, Inc." with the California business entity number C3777275 is so affiliated.

50. If the entity "Central Valley Educational Services, Inc." with the California business entity number C3777275 is not is affiliated with Station KYAF, explain why not.

51. Explain whether the entity "Central Valley Educational Services, Inc.," with the California business entity number C2304241 is affiliated with Station KYAF, and if so, explain how the entity "Central Valley Educational Services, Inc." with the California business entity number C2304241 is so affiliated.

52. If the entity "Central Valley Educational Services, Inc." with the California business entity number C2304241 is not is affiliated with Station KYAF, explain why not.

Respectfully submitted,

Travis LeBlanc
Chief, Enforcement Bureau



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January 21, 2016

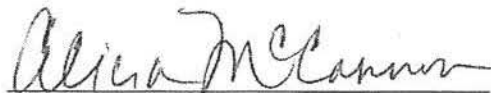
CERTIFICATE OF SERVICE

Alicia McCannon, an Enforcement Analyst in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has on this 21st day of July, 2016, sent by first class United States mail copies of the foregoing "ENFORCEMENT BUREAU'S SECOND SET OF INTERROGATORIES TO CENTRAL VALLEY EDUCATIONAL SERVICES, INC." to:

The Honorable Richard L. Sippel
Chief Administrative Law Judge
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554 (by hand, courtesy copy)

William Zawila, Esq.
12600 Brookhurst Street, Suite 105
Garden Grove, CA 92804-4833
(714) 636-5040 (telephone)
(714) 636-5042 (facsimile)
(by facsimile and first-class mail)

Michael Couzens
Michael Couzens Law Office
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(by first-class mail and email to cuz@well.com)


Alicia McCannon

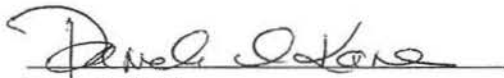
CERTIFICATE OF SERVICE

Pamela S. Kane certifies that she has on this 17th day of February, 2016, sent copies of the foregoing "ENFORCEMENT BUREAU'S MOTION TO COMPEL AVENAL EDUCATIONAL SERVICES, INC. AND CENTRAL VALLEY EDUCATIONAL SERVICES, INC. TO PROVIDE COMPLETE RESPONSES TO OUTSTANDING DISCOVERY REQUESTS to:

The Honorable Richard L. Sippel
Chief Administrative Law Judge
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554 (by hand, courtesy copy)

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Pamela S. Kane